IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED;8.10.2007

CORAM:

THE HONOURABLE MR.JUSTICE S.MANIKUMAR

W.P.No.14868 of 2006

1.S.Nagamuthu
Teacher in B.T.Grade(Tamil)
Government High School
Edalakudi
Kanniyakumari District ..Petitioner

vs

1.State of Tamil Nadu through the
Secretary Education Department
Fort St. George
Madras 9

2.Joint Director of Schools Education
(Higher Secondary Education), Madras 6 ..Respondents

This Writ Petition came to be numbered under Article 226 of the Constitution of India by way of transfer of O.A.No.3400/94 from the file of Tamil Nadu Administrative Tribunal with the prayer to issue a writ of Certiorarified Mandamus to call for the records of the 2nd respondent in Na.Ka.No.026395/W1/93 dated 9.5.94 and quash the same and direct the respondents to post so far as the petitioner is concerned in P.G.Assistants posts that the petitioner may continue as P.G.Assistants.

For petitioner : Mr.A.R.Nixon
for respondent : Mrs.Lita Srinivasan, G.A.,

ORDER

The petitioner, promoted as P.G. Assistant challenged the order dated 9.5.94 of the Joint Director of School Education (Higher Secondary Education), Chennai, the second respondent herein.

2. At the time of filing the Original Application in 1994 he was 51 years. While entertaining the Original Application, the Tribunal by order dated 6.7.1994 had granted interim stay of the order of reversion which was extended on 20.7.1994, until further orders till the disposal of the

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Original Application. By virtue of the interim order the petitioner would have continued as P.G.Assistant till he attained the age of super-annuation. As on today, the cause of action does not survive and therefore, the Writ Petition has become infructuous and accordingly, the same is dismissed as infructuous. No costs.

Sd/
Asst.Registrar

/true copy/

Sub Asst.Registrar

sal

To

1.The Secretary
Education Department
Fort St. George
Madras 9

2.Joint Director of Schools Education
(Higher Secondary Education), Madras 6

1 cc To The Government Pleader, SR.62509.

W.P.NO.14868/2006

RSN(CO)
RVL 19.12.2007

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